

Docket No.: 58049-017

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of :  
Glenn H. WEISSMAN :  
Serial No.: 09/973,185 : Group Art Unit: 1614  
Filed: October 10, 2001 : Examiner: D.K. Ware  
For: COMPOSITION AND METHOD FOR TREATING SNORING

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Information Disclosure Statement  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

In accordance with 37 CFR 1.17(p), please charge the fee of \$180.00 to Deposit Account No. 500417.

, 09/973,185

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY



Daniel Bucca, Ph.D.

Registration No. 42,368

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
(202) 756-8000 DB:ajb  
Facsimile: (202) 756-8087  
**Date: July 28, 2003**

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (PTO-1449)				ATTY. DOCKET NO. <b>58049-017</b>		SERIAL NO. <b>09/973,185</b>	
				APPLICANT <b>Glenn H. WEISSMAN</b>			
				FILING DATE <b>October 10, 2001</b>		GROUP <b>1614</b>	
<b>U.S. PATENT DOCUMENTS</b>							
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		US 6,159,459	12/12/00	Hunter et al.			
		US 5,496,558	3/5/96	Napolitano et al.			
		US 5,804,211	9/8/98	Robertson et al.			
		US 3,754,925	8/28/73	Kimura et al.			
		US 3,822,250	7/2/74	Kimura et al.			
		US 4,774,093	9/27/88	Provonchee			
		US 4,820,506	4/11/89	Kleinberg et al.			
		US 4,900,722	2/13/00	Williams et al.			
		US 5,223,491	6/29/93	Donzis			
		US 5,886,054	3/23/99	Van Nieuw Amerongen et al.			
		US					
		US					
		US					
		US					
<b>FOREIGN PATENT DOCUMENTS</b>							
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Codes-Number + -Kind Codes (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Figures Appear	Translation	
						Yes	No
		0 137 302	9/5/84	Europe			
		PCT/US01/44817	11/30/01	PCT			
<b>OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					
EXAMINER				DATE CONSIDERED			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.